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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR				ATTORNEY DOCKET NO	
08/884,411	06/27/97	EDGE	•	,	С	436231US01	

SUSAN MOELLER ZERULL. IMATION CORP LEGAL AFFAIRS P 0 B0X 64898 ST PAUL MN 55164-0898

DASTOURI,M

ART UNIT PAPER NUMBER

2723

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Please find below and/or attached an Office communication concerning this application or proceeding. 15 45

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Applicant(s)

Examiner

Office Action Summary

Mehrdad Dastouri

Group Art Unit

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Responsive to communication(s) filed on			
☐ This action is FINAL.			
☐ Since this application is in condition for allowance except in accordance with the practice under Ex parte Quay/1935		on as to the mer	its is closed
A shortened statutory period for response to this action is set longer, from the mailing date of this communication. Failure application to become abandoned. (35 U.S.C. § 133). Exten 37 CFR 1.136(a).	to respond within the period for re	esponse will caus	e the '
Disposition of Claim			
X Claim(s) <u>1-57</u>		is/are pendir	g in the applicat
Of the above, claim(s)	i	s/are withdrawn f	rom consideration
☐ Claim(s)		is/are	allowed.
X Claim(s) 1-11, 14, 16-27, 30, 32-43, 46, 48-52, 55, and	1.57	is/are	rejected.
X Claim(s) 12, 13, 15, 28, 29, 31, 44, 45, 47, 53, 54, and	1 56	is/are	objected to.
☐ Claims	are subject to	restriction or ele	ction requirement.
Application Papers See the attached Notice of Draftsperson's Patent Draw The drawing(s) filed on	ty under 35 U.S.C. § 119(a)-(d). of the priority documents have because the International Bureau (PCT Ru	een 	
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 ☒ Notice of References Cited, PTO-892 ☒ Information Disclosure Statement(s), PTO-1449, Pape ☐ Interview Summary, PTO-413 ☒ Notice of Draftsperson's Patent Drawing Review, PTO- ☐ Notice of Informal Patent Application, PTO-152 			
SEE OFFICE ACTION	ON THE FOLLOWING PAGES —		

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DETAILED ACTION

Drawings

1. This application has been filed with informal drawings which are acceptable for examination purposes only. Formal drawings will be required when the application is allowed.

Specification

2. The disclosure is objected to because of the following informalities:

On Page 7, Line 21, the phrase "first and color values" should be corrected to "first and second color values".

Appropriate correction is required.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless --

- (e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371© of this title before the invention thereof by the applicant for patent.
- 4. Claims 1, 6, 7, 17, 18, 23-27, 30, 32-34, 39-43, 46 are rejected under 35 U.S.C. 102(e) as being anticipated by Winkelman (U.S. 5,668,890).

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Regarding Claim 1, Winkelman discloses a color characterization method for characterizing a color imaging system (Figures 1, 2, 18-20; Column 2, Lines 43-67, Column 3, Lines 1-48), the method comprising:

generating first color values (R, G, B) in a color coordinate system by using output samples of the color imaging system, the first color values representing colors of the output samples of the color imaging system (Figures 1, 2, 18-20; Column 6, Lines 1-10; Column 28, Lines 16-42); and converting the first color values into second color values (L*, A*, b*) in a device-independent color coordinate system using first and second reference values, the first reference values being adjusted using the first color values (Figures 1-3; Column 6, Lines 1-41; Column 28, Lines 42-67, Column 29, Lines 1-12; Column 31, Lines 55-67; Column 32, Lines 1-11. Color references are:

CIEXYZ reference color 13 (i.e. reference color value X, Y, Z);

lookup memory table (LUT) 26;

reference white (transmission or reflection 1.0);

absolute black (transmission or reflection 0.0); and

Xn, Yn, Zn as white reference of the desired white type.

Different combination of any of the two reference color values indicated above are interpreted as being the first and second reference values. As an example, reference color value X, Y, Z of standard CIEXYZ system may be interpreted as the first reference values being adjusted by the

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first color values of the device dependent RGB color space. As another example, white and black are interpreted as the first and second reference values, respectively.).

Regarding Claim 6, Winkelman discloses a color characterization method, according to Claim 1, further comprising calculating the first reference values using the second reference values (Figures 2, 19 and 20; Column 29, Lines 53-58; Column 31, Lines 40-54. Reference colors X, Y, Z are calculate based on the reference white.).

Regarding Claim 7, Winkelman discloses a color characterization method, according to Claim 1, further comprising generating the first color values using at least one of the following: a color measuring device, and a memory (Figures 1, 18-20; Column 28, Lines 37-42; Column 28, Lines 61-67; Column 33, Lines 5-15).

With regards to Claim 17, arguments analogous to those presented for Claim 1 are applicable to Claim 17.

use in characterizing a color imaging system, comprising:
a computer arrangement, configured and arranged to receive first color values in a color
coordinate system, the first color values (R, G, B) representing colors of output samples of the
color imaging system (Figures 1, 2, 19 and 20; Column 4, Lines 66-67, Column 5, Lines 1-67;
Column 6, Lines 1-10; Column 28, Lines 16-42); and a first memory, responsive to the computer
arrangement and configured and arranged to store second color values in a device-independent
color coordinate system (Figures 19 and 20; Column 29, Lines 8-12; Column 28, Lines 66-67,

With regards to Claim 18, Winkelman discloses a color characterization arrangement for

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Column 29, Lines 1-6; Column 30, Lines 1-6); the computer arrangement being further configured and arranged to convert the first color values into the second color values using first and second reference values, the first reference values being adjusted using the first color values (Figures 1-3; Column 6, Lines 1-41; Column 28, Lines 42-67, Column 29, Lines 1-12; Column 31, Lines 55-67; Column 32, Lines 1-11. Color references are:

CIEXYZ reference color 13 (i.e. reference color value X, Y, Z);

lookup memory table (LUT) 26;

reference white (transmission or reflection 1.0);

absolute black (transmission or reflection 0.0); and

Xn, Yn, Zn as white reference of the desired white type.

Different combination of any of the two reference color values indicated above are interpreted as being the first and second reference values. As an example, reference color value X, Y, Z of standard CIEXYZ system may be interpreted as the first reference values being adjusted by the first color values of the device dependent RGB color space. As another example, white and black are interpreted as the first and second reference values, respectively.).

Regarding Claim 23, arguments analogous to those presented for Claims 6 and 18 are applicable to Claim 23.

Regarding Claim 24, arguments analogous to those presented for Claim 18 are applicable to Claim 24.

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Regarding Claim 25, Winkelman further discloses a color characterization method according to Claim 18, wherein the device-independent color coordinate system uses white reference tristimulus values to compensate for certain perceptual effects (Column 2, Lines 58-63; Column 6, Lines 1-6; Column 31, Lines 55-67, Column 32, Lines 1-11).

according to Claim 18, further comprising:
converting the first color values into the second color values using transformations (Figures 1, 2;
Column 6, Lines 10-41) and adjusting the first reference values using the first color values

(Figures 2, 19; Column 6, Lines 6-16; Column 28, Lines 53-67, Column 29, Line 1-12; Column

Regarding Claim 26, Winkelman further discloses a color characterization method

31, Lines 55-67, Column 32, Lines 1-11).

Regarding Claim 27, Winkelman further discloses a color characterization method according to Claim 18, wherein the device-independent color coordinate system is an L*a*b* color coordinate system (Figure 2; Column 6, Lines 10-41).

Regarding Claim 30, Winkelman further discloses a color characterization method, according to Claim 27, further comprising:

converting the first color values into the second color values using the equations

$$L^* = 116(Y / Yn')1/3 - 16$$

$$a^* = 500[(X / Xn')1/3 - (Y / Y'n)1/3]$$

$$b^* = 200[(Y / Yn')1/3 - (Z / Zn')1/3],$$

wherein

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X, Y, and Z are tristimulus values for the first color values, and

Xn', Yn' and Zn', are the first reference values, and adjusting the first reference values using the tristimulus values (Column 31, Lines 40-67, Column 32, Lines 1-13).

With regards to Claim 32, Winkelman further discloses a color characterization arrangement further comprising a second memory, configured and arranged to provide the first color values to

the computer arrangement (Figure 19; Column 28, Lines 53-67, Column 29, Lines 1-7).

With regards to Claim 33, Winkelman further discloses a color characterization arrangement according to claim 18, further comprising a color measuring instrument, configured and arranged to obtain the first color values from a sample; and provide the first color values to the computer arrangement (Figures 1, 2, 18-20; Column 4, Lines 66-67, Column 5, lines 1-67; Column 6, Lines 1-10).

With regards to Claim 34, arguments analogous to those presented for Claim 18 are applicable to Claim 34. Furthermore, Winkelman discloses computer-executable programming inputs of the master analysis unit 8c utilized for preselection of image scope, image gradation and/or color cast (Column 5, Lines 27-32).

With regards to Claim 39, arguments analogous to those presented for Claims 23 are applicable to Claim 39.

With regards to Claim 40, arguments analogous to those presented for Claim 24 are applicable to Claim 40.

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With regards to Claim 41, arguments analogous to those presented for Claim 25 are applicable to Claim 41.

Regarding Claim 42, arguments analogous to those presented for Claims 25 and 26 are applicable to Claim 42.

Regarding Claim 43, arguments analogous to those presented for Claim 27 are applicable to Claim 43.

Regarding Claim 46, arguments analogous to those presented for Claim 30 are applicable to Claim 46.

Regarding Claim 48, Winkelman further discloses a data storage medium, according to Claim 34, wherein the computer-executable program is further configured and arranged to, when executed, store the second color values in a memory (Figures 19 and 20; Column 29, Lines 8-12; Column 28, Lines 66-67, Column 29, Lines 1-6; Column 30, Lines 1-6).

Regarding Claim 49, Winkelman discloses a color transformation method for performing a color transformation between first and second color imaging systems (Figures 1, 2, 18-20; Column 2, Lines 43-67, Column 3, Lines 1-48), the color transformation method comprising generating first and second color values by using output samples of the first and second color imaging systems, the first and second color values respectively representing colors of the output samples of the first and second color imaging systems (Figures 1, 2, 18-20; Column 6, Lines 1-10; Column 28, Lines 16-42. Scanner 1 and Camera 2 are the first and second imaging systems.); converting the first and second color values respectively into third and fourth color values using a

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device-independent color coordinate system (Figures 1-3, 18-20; Column 6, Lines 10-56); calculating first reference values from a medium and second reference values from first reference values adjusting the second reference values using the first and second color values; and generating color transformation values using the third and fourth color values (Figures 1-3; Column 6, Lines 1-41; Column 28, Lines 42-67, Column 29, Lines 1-12; Column 31, Lines 55-67; Column 32, Lines 1-11. Color references are:

CIEXYZ reference color 13 (i.e. reference color value X, Y, Z);

lookup memory table (LUT) 26;

reference white (transmission or reflection 1.0);

absolute black (transmission or reflection 0.0); and

Xn, Yn, Zn as white reference of the desired white type.

Different combination of any of the two reference color values indicated above are interpreted as being the first and second reference values. As an example, reference color value X, Y, Z of standard CIEXYZ system may be interpreted as the first reference values being adjusted by the first color values of the device dependent RGB color space. As another example, white and black are interpreted as the first and second reference values, respectively.).

Regarding Claim 50, arguments analogous to those presented for Claim 25 are applicable to Claim 50.

Regarding Claim 55, arguments analogous to those presented for Claim 30 are applicable to Claim 55.

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Regarding Claim 57, arguments analogous to those presented for Claim 49 are applicable to Claim 57.

Claim Rejections - 35 USC § 103

- 5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:
 - (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.
- 6. Claims 2, 3, 8-11, 14, 16, 19, 20, 35, 36, 50 and 51 are rejected under 35 U.S.C. 103(a) as being unpatentable over Winkelman in view of Usami et al (U.S. 5,844,699).

Regarding Claim 2, Winkelman does not explicitly disclose a color characterization method, according to Claim 1, further comprising calculating the second reference values as a function of a medium. Usami et al disclose a color characterization method, according to Claim 1, further comprising calculating the second reference values as a function of a medium (Figure 19; Column 1, Lines 20-36. The second reference value (e.g., black color) will be calculated as a function of recording medium characteristics (paper ink absorption).). It would have been obvious to a person of ordinary skill in the art at the time the invention was made to characterize a color imaging system by calculating the color reference value as a function of recording medium because it will optimize color characterization and provide appropriate combination of colors as a function of output medium.

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Regarding Claim 3, Winkelman further discloses a color characterization method, according to Claims 1 and 2, further comprising defining the second reference values as a vector of zeros (Column 6, Lines 29-31; Column 28, Lines 42-46. By assigning the digital color value zero to absolute black (selected as the second reference value), black color will be addressed by a vector of zero in its binary representation.).

Regarding Claim 8, arguments analogous to those presented for Claims 1, 2 and 6 are applicable to Claim 8.

Regarding Claim 9, Winkelman further discloses a color characterization method according to Claim 8, wherein the device-independent color coordinate system uses white reference tristimulus values to compensate for certain perceptual effects (Column 2, Lines 58-63; Column 6, Lines 1-6; Column 31, Lines 55-67, Column 32, Lines 1-11).

Regarding Claim 10, Winkelman further discloses a color characterization method according to Claim 9, further comprising:

converting the first color values into the second color values using transformations (Figures 1, 2; Column 6, Lines 10-41) and adjusting the first reference values using the first color values (Figures 2, 19; Column 6, Lines 6-16; Column 28, Lines 53-67, Column 29, Line 1-12; Column 31, Lines 55-67, Column 32, Lines 1-11).

Regarding Claim 11, Winkelman further discloses a color characterization method according to Claim 8, wherein the device-independent color coordinate system is an L*a*b* color coordinate system (Figure 2; Column 6, Lines 10-41).

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Regarding Claim 14, Winkelman further discloses a color characterization method, according to Claim 11, further comprising:

converting the first color values into the second color values using the equations

L* =
$$116(Y / Yn')1/3 - 16$$

a* = $500[(X / Xn')1/3 - (Y / Y'n)1/3]$
b* = $200[(Y / Yn')1/3 - (Z / Zn')1/3]$,

wherein

X, Y, and Z are tristimulus values for the first color values, and

Xn', Yn' and Zn', are the first reference values, and adjusting the first reference values using the tristimulus values (Column 31, Lines 40-67, Column 32, Lines 1-13).

Regarding Claim 16, arguments analogous to those presented for Claims 1, 2, 6 and 7 are applicable to Claim 16.

Regarding Claim 19, arguments analogous to those presented for Claims 2 and 18 are applicable to Claim 19.

Regarding Claim 20, arguments analogous to those presented for Claims 3 and 19 are applicable to Claim 20.

With regards to Claim 35, arguments analogous to those presented for Claim 19 are applicable to Claim 35.

With regards to Claim 36, arguments analogous to those presented for Claim 20 are applicable to Claim 36.

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With regards to Claim 50, arguments analogous to those presented for Claim 19 are applicable to Claim 50.

With regards to Claim 51, arguments analogous to those presented for Claim 20 are applicable to Claim 51.

6. Claims 4, 5, 21, 22, 37 and 38 are rejected under 35 U.S.C. 103(a) as being unpatentable over Winkelman in view of Usami et al (U.S. 5,844,699), and further in view of Van de Capelle et al (U.S. 5,268,754).

Regarding Claim 4, neither Winkelman (explicitly) nor Usami et al disclose a color characterization method, according to Claim 2, further comprising defining the second reference values using a maximum value in a black channel of the color imaging system and minimum values in at least one additional channel of the color imaging system. Van de Capelle et al disclose a color characterization method for characterizing a color imaging system further comprising defining the second reference values using a maximum value in a black channel of the color imaging system and minimum values in at least one additional channel of the color imaging system (Column 6, Lines 65-68, Column 7, Lines 1-16. In color space PQRS (CMYK), using the possibility "P=0", "S=100", which corresponds to "C=0" and "K=100".). It would have been obvious to a person of ordinary skill in the art at the time the invention was made to utilize a maximum value in a black channel of the color imaging system and minimum values in at least one additional channel of the color imaging system for defining a reference value for color

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characterization in a color imaging system because it will provide better printing quality and will optimize the digital color reproduction on the basis of visual assessment of reproduced images.

Regarding Claim 5, neither Winkelman (explicitly) nor Usami et al disclose a color characterization method, according to Claim 2, further comprising defining the second reference values using maximum values in channels of the color imaging system. Van de Capelle disclose a color characterization method, according to Claim 2, further comprising defining the second reference values using maximum values in channels of the color imaging system (Column 6, Lines 65-68, Column 7, Lines 1-16. In color space PQRS (CMYK), using the boundary values of "P=100", "Q=100" and "R=100" corresponds to "C=100", "M=100" and "Y=100".). It would have been obvious to a person of ordinary skill in the art at the time the invention was made to utilize the maximum values in channels of the color imaging system for defining a reference value for color characterization in a color imaging system because it will identify the boundary planes of the color gamut and will form a contrast richer image resulting in improved visual assessment of reproduced images.

because this will improve the flexibility of the process and will envelop.

With regards to Claim 21, arguments analogous to those presented for Claim 4 are applicable to Claim 21.

With regards to Claim 22, arguments analogous to those presented for Claim 5 are applicable to Claim 22.

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With regards to Claim 37, arguments analogous to those presented for Claim 4 are applicable to Claim 37.

With regards to Claim 38, arguments analogous to those presented for Claim 5 are applicable to Claim 38.

Allowable Subject Matter

7. Claims 12, 13, 15, 28, 29, 31, 44, 45, 47, 53, 54 and 56 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claim 12 recites a color characterization method, according to Claim 11, further comprising:

converting the first color values into the second color values using the equations

$$L^* = 116((Y - Ybp) / (Yn' - Ybp))1/3 - 16$$

$$a^* = 500[(X - Xbp) / (Xn' - Xbp))1/3 - ((Y - Ybp) / (Yn' - Ybp)1/3]$$

$$b^* = 200[((Y - Ybp) / (Yn' - Ybp))1/3 - ((Z - Zbp) / (Zn' - Zbp))1/3],$$

wherein

X, Y, and Z are tristimulus values for the first color values,

Xn', Yn' and Zn', are the first reference values, and

Xbp, Ybp, and Zbp are the second reference values; and adjusting the first reference values using the tristimulus values.

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Claim 13 recites a color characterization method, according to Claim 12, further comprising adjusting the first reference values using the equations

$$Xn' = Xb (1 - sat (X, Xbp, Xn)) + Xn . sat (X, Xbp, Xn)$$
 $Yn' = Yb (1 - sat (Y, Ybp, Yn)) + Yn . sat (Y, Ybp, Yn)$
 $Zn' = Zb (1 - sat (Z, Zbp, Zn)) + Zn . sat (Z, Zbp, Zn)$
wherein
 $Sat (X, Xbp, Xn) = (X - Xn) / (Xbp - Xn)$
 $Sat (Y, Ybp, Yn) = (Y - Yn) / (Ybp - Yn)$
 $Sat (Z, Zbp, Zn) = (Z - Zn) / (Zbp - Zn)$

Xn, Yn, and Zn are tristimulus values for a perfect white diffuser under standard viewing conditions, and

Xb, Yb, and Zb are tristimulus values for an imaging base associated with the color imaging system.

Claim 15 recites a color characterization method, according to Claim 14, further comprising adjusting the first reference values using the equations

$$Xn' = Xb (1 - sat (X, Xmax, Xn)) + Xn . sat (X, Xmax, Xn)$$
 $Yn' = Yb (1 - sat (Y, Ymax, Yn)) + Yn . sat (Y, Ymax, Yn)$
 $Zn' = Zb (1 - sat (Z, Zmax, Zn)) + Zn . sat (Z, Zmax, Zn)$
wherein
 $sat (X, Xbp, Xn) = (X - Xn) / (Xmax - Xn)$

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$$sat (Y, Ybp, Yn) = (Y - Yn) / (Ymax - Yn)$$

$$sat (Z, Zbp, Zn) = (Z - Zn) / (Zmax - Zn)$$

Xn, Yn, and Zn are tristimulus values for a perfect white diffuser under standard viewing conditions, and

Xb, Yb, and Zb are tristimulus values for an imaging base associated with the color imaging system.

Claims 28, 29 and 31 recite the color characterization arrangement for utilization with the color characterization method disclosed in Claims 12, 13 and 15.

Claims 44, 45 and 47 recite the data storage medium for utilization with the color characterization method disclosed in Claims 12, 13 and 15.

Claims 53, 54 and 56 recite the color transformation method for utilization with the color characterization method disclosed in Claims 12, 13 and 15.

The features identified in Claims 12, 13, 15, 28, 29, 31, 44, 45, 47, 53, 54 and 56 in combination with the other elements of the base claims are neither discussed nor suggested by the prior arts of record.

Other prior art cited

8. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

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U.S. Patent 5,809,164 to Hultgren III is cited for a system and method for color gamut and tone compression using an ideal mapping.

U.S. Patent 5,689,349 to Plettinck et al is cited for a method and device for generating printing data in a color space defined for non standard printing inks.

U.S. Patent 5,729,360 to Kita et al is cited for a color image processing method and system.

U.S. Patent 5,694,484 to Cottrell et al is cited for a system and method for automatically processing image data to provide images of optimal perceptual quality.

U.S. Patent 5,572,632 to Laumeyer et al is cited for a universal frame buffer for a rendering device.

U.S. Patent 5,805,213 to spaulding et al is cited for a method and apparatus for color correcting multi-channel signals of a digital camera.

U.S. Patent 5,754,184 to Ring et al is cited for a digital system and method which provides a visual match across different input and output viewing conditions.

Contact Information

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mehrdad Dastouri whose telephone number is (703) 305-2438.

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The examiner can normally be reached on Monday through Friday from 8:00 a.m. to 4:30 p.m. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Amelia Au, can be reached at (703)308-6604.

Any response to this action should be mailed to:

Commissioner of Patents and Trademarks Washington, D.C. 20231

or faxed to:

(703) 308-9051, (for formal communications intended for entry)

or:

(703) 308-5397 (for informal or draft communications, please label "PROPOSED" or "DRAFT")

Hand delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA., Sixth Floor (Receptionist).

Any inquiry of a general nature or relating to the status of this application should be directed to the Group Receptionist whose telephone number is (703)305-3900.

Mehrdad Dastouri Patent Examiner Group Art Unit 2723 December 14, 1998

Primary Examiner